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Annette L. Hurst

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Re: Authors Guild et al. v. OpenAI Inc. et al., 23-cv-08292-SHS; Alter et al. v. OpenAI Inc. et al., 23-cv-10211-SHS; Basbanes et al. v. Microsoft Corp. et al., 24-cv-00084-SHS; The New York Times Company v. Microsoft Corp. et al., 23-cv-11195-SHS; Notice of Supplemental Authority

Dear Judge Stein:

On behalf of Defendant Microsoft Corporation, I write to notify the Court about Judge Araceli Martínez-Olguín's order in *Tremblay et al. v. OpenAI, Inc. et al.*, 23-cv-03223-AMO, denying the *Tremblay* Plaintiffs' motion in that case to enjoin the OpenAI Defendants from defending themselves in several actions before this Court: *Authors Guild et al. v. OpenAI Inc. et al.*, 23-cv-08292-SHS, which has been consolidated with *Alter et al. v. OpenAI Inc. et al.*, 23-cv-10211-SHS and *Basbanes et al. v. Microsoft Corp. et al.*, 24-cv-00084-SHS, and the related case *The New York Times Company v. Microsoft Corp. et al.*, 23-cv-11195-SHS.

The order is attached hereto as Exhibit A.

Respectfully submitted,

/s/ Annette L. Hurst

Annette L. Hurst

cc: All Counsel of Record (via ECF)

VIA ECF

March 7, 2024

Hon. Sidney H. Stein United States District Judge Southern District of New York 500 Pearl Street, Courtroom 23A New York, New York 10007

New York, New York 100 Pe: Authors Guild